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Attorneys for Defendant PACIFIC GAS AND ELECTRIC
COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

PACIFIC GAS AND ELECTRIC COMPANY,

Defendant.

Case No. 14-CR-00175-WHA

**ADMINISTRATIVE MOTION OF
PACIFIC GAS AND ELECTRIC
COMPANY TO FILE UNDER SEAL
PORTIONS OF PRIOR SUBMISSIONS**

Judge: Hon. William Alsup

1 Pursuant to Criminal Local Rule 56-1, Pacific Gas and Electric Company
2 (“PG&E”) respectfully submits this Administrative Motion to File Under Seal (the
3 “Administrative Motion”).

4 PG&E makes the following statement in support of its Administrative Motion:

5 1. Counsel for PG&E has reviewed and complied with Civil Local Rule 79-5 and
6 Criminal Local Rule 56-1, which require that if a document or portion thereof is sealable,
7 counsel seeking to file the document or portion of the document under seal must file and serve an
8 administrative motion for a sealing order, accompanied by a declaration establishing that the
9 materials are sealable.

10 2. PG&E seeks to submit under seal redacted portions of documents produced in
11 response to Question 19 of the Court’s Request for Follow Up by PG&E Concerning Its
12 October 26 Submission (*see* Dkts. 1256, 1265), and documents produced in response to the
13 Court’s Request for Further Responses (*see* Dkt. 1300) (collectively, the “PG&E Responses”).
14 Specifically, PG&E seeks to redact for safety reasons personally identifying information
15 contained in these documents, including but not limited to, names, job titles, addresses, telephone
16 numbers, email addresses and account numbers, of PG&E employees, contractors and customers
17 contained within the documents.

18 3. Criminal Local Rule 56-1 provides that a sealing order may issue where
19 information, if made available to the public, would compromise the safety of a person. *See*
20 Criminal Local Rule 56-1(b) and Commentary.

21 4. PG&E believes that the safety of the PG&E employees and contractors and the
22 safety of their family members, as well as the safety and privacy of its customers, could be
23 compromised if their names, job titles, and roles are made publicly available as part of the PG&E
24 Responses.

25 5. As set forth in the Dyer Declaration, PG&E has observed a dramatic increase
26 in the number of workplace violence events from customers towards employees, including
27
28

1 during PSPS events. In addition, PG&E executives who have spoken publicly on behalf of
 2 PG&E with respect to its wildfire mitigation efforts have received death threats.

3 6. State regulations also limit public disclosure of PG&E customers' personal
 4 information, including their names, addresses and contact information. *See, e.g.*, Cal. Civ. Code
 5 §§ 1798, et seq. (regulating collection, maintenance and dissemination of personal information
 6 by state agencies); Cal. Gov't Code § 6255 (authorizing state agencies to withhold records from
 7 disclosure under California Public Records Act where "on the facts of the particular case, the
 8 public interest served by not disclosing the record clearly outweighs the public interest served by
 9 disclosure of the record"); CPUC Decision No. 14-05-016 (May 5, 2014) at 33-34 (requiring
 10 PG&E customer usage data to be made publicly available only in an aggregated, anonymized
 11 manner).

12 7. PG&E seeks to redact the names, addresses and contact information of its
 13 customers from the documents produced with the PG&E Responses to maintain consistency with
 14 these state regulations and to maintain its customers' privacy.

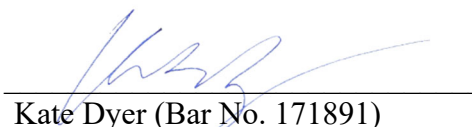
15 Dated: March 17, 2021

16 Respectfully Submitted,
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